

1
2
3
4 **UNITED STATES DISTRICT COURT**
5 **NORTHERN DISTRICT OF CALIFORNIA**
6 **OAKLAND DIVISION**

7
8 **IN RE CALIFORNIA BAIL BOND**
9 **ANTITRUST LITIGATION**

Master Docket No. 19-cv-00717-JST-DMR

CLASS ACTION

10
11 **THIS DOCUMENT RELATES TO:**
12 **ALL ACTIONS**

**STIPULATION AND [PROPOSED]
ORDER RE: EXTENSION TO FILE
THIRD CONSOLIDATED AMENDED
COMPLAINT**

Pursuant to Civil Local Rule 6-2, all Plaintiffs and Defendants (the “Parties”) in the above-entitled action stipulate as follows:

WHEREAS, the Court ordered the Parties to proceed with discovery on December 10, 2020, with Dismissed Defendants¹ to submit pre-amendment discovery focused on deficiencies the Court identified in Plaintiffs’ Second Amended Complaint (ECF No. 151);

WHEREAS, the Court referred the management of discovery in this case, “including the issues set forth in the [P]arties’ joint case management statement, ECF No. 173,” to Magistrate Judge Ryu on January 25, 2021 (ECF No. 175);

WHEREAS, on March 1, 2021, the Court extended the deadline for Plaintiffs to file their Third Consolidated Amended Complaint (“TCAC”) from March 8, 2021 (ECF No. 165) to April 7, 2021 (ECF No. 178), without prejudice to any Party seeking further extension;

WHEREAS, Plaintiffs and Dismissed Defendants await an order from Magistrate Judge Ryu regarding the joint letter brief Plaintiffs and Dismissed Defendants filed on March 10, 2021 concerning discovery to be completed before Plaintiffs file their TCAC (ECF No. 179);

WHEREAS, the Parties have agreed to extend the deadline for Plaintiffs to file their TCAC by an additional 60 days, without prejudice to any Party seeking a further extension;

WHEREAS, the Court has set no further deadlines in this matter, and therefore none would be affected;

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the Parties that Plaintiffs shall have until June 7, 2021 to file their TCAC without prejudice to any Party seeking to further extend that deadline.

¹ For the avoidance of doubt, the Dismissed Defendants are Allegheny Casualty Company, International Fidelity Insurance Company, AIA Holdings, Inc., American Contractors Indemnity Company, Bankers Insurance Company, Accredited Surety and Casualty Company, Inc., Lexington National Insurance Company, Seneca Insurance Company, Continental Heritage Insurance Company, Seaview Insurance Company, Danielson National Insurance Company, Financial Casualty & Surety, Inc., Indiana Lumbermens Mutual Insurance Company, Lexon Insurance Company, North River Insurance Company, Philadelphia Reinsurance Corporation, Sun Surety Insurance Company, United States Fire Insurance Company, Universal Fire & Casualty Company, Williamsburg National Insurance Company, California Bail Agents Association, Golden State Bail Agents Association, American Bail Coalition, Inc., Two Jinn, Inc., All-Pro Bail Bonds Inc., and Jerry Watson.

1 Dated: March 26, 2021

By: /s/ Dean M. Harvey

2 Dean M. Harvey (SBN 250298)
3 Katherine Lubin (SBN 259826)
4 Yaman Salahi (SBN 288752)
5 Adam Gitlin (SBN 317047)
6 Nigar A. Shaikh (*pro hac vice*)
7 Miriam E. Marks (SBN 332351)
8 LIEFF CABRASER HEIMANN & BERNSTEIN,
9 LLP
10 275 Battery Street, 29th Floor
11 San Francisco, CA 94111
12 Telephone: (415) 956-1000
13 dharvey@lchb.com
14 kbenson@lchb.com
15 ysalahi@lchb.com
16 agitlin@lchb.com
17 nshaikh@lchb.com
18 mmarks@lchb.com

Interim Class Counsel

13 Dated: March 26, 2021

COOLEY LLP
MICHAEL A. ATTANASIO (151529)
BEATRIZ MEJIA (190948)
DAVID HOUSKA (295918)
MAX SLADEK DE LA CAL (324961)

By: /s/ Beatriz Mejia

Beatriz Mejia (190948)

*Attorneys for Defendants Seaview Insurance
Company and Two Jinn, Inc.*

1 Dated: March 26, 2021

By: /s/ Julie A. Gryce

2 Julie A. Gryce (319530)
3 DLA Piper LLP (US)
4 401 B Street, Suite 1700
5 San Diego, CA 92101-4297
6 Telephone: (619) 699-2700
7 Facsimile: (619) 699-2701
8 julie.gryce@dlapiper.com

9 Michael P. Murphy (*pro hac vice*)
10 DLA PIPER LLP (US)
11 1251 Avenue of the Americas
12 New York, NY 10020-1104
13 Telephone: (212) 335-4500
14 Facsimile: (212) 335-4501
15 michael.murphy@dlapiper.com

16 John Hamill
17 DLA Piper LLP (US)
18 444 West Lake Street, Suite 900
19 Chicago, IL 60606-0089
20 Telephone: 312.368.7036
21 Facsimile: 312.251.5809
22 John.hamill@us.dlapiper.com

23 *Attorneys for Defendants Danielson*
24 *National Insurance Company*

25 Dated: March 26, 2021

By: /s/ Drew Koning

26 Drew Koning (263082)
27 Blake Zollar (268913)
28 Shaun Paisley (244377)
KONING ZOLLAR LLP
2210 Encinitas Blvd., Suite S
Encinitas, CA 92024
Telephone: (858) 252-3234
Facsimile: (858) 252-3238
drew@kzllp.com
blake@kzllp.com
shaun@kzllp.com

Attorneys for Defendant All-Pro Bail
Bonds, Inc.

1 Dated: March 26, 2021

By: /s/ Gerard G. Pecht

2 Gerard G. Pecht (*pro hac vice*)
3 NORTON ROSE FULBRIGHT US LLP
4 1301 McKinney, Suite 5100
Houston, Texas 77010
5 Telephone: (713) 651-5151
6 Facsimile: (713) 651-5246
gerard.pecht@nortonrosefulbright.com

7 Joshua D. Lichtman (SBN 176143)
8 NORTON ROSE FULBRIGHT US LLP
555 South Flower Street, Forty-First Floor
9 Los Angeles, California 90071
Telephone: (213) 892-9200
10 Facsimile: (213) 892-9494
joshua.lichtman@nortonrosefulbright.com

11 *Attorneys for Defendant American*
12 *Contractors Indemnity Company*

13 Dated: March 26, 2021

By: /s/ Anne K. Edwards

14 Anne K. Edwards (110424)
15 SMITH, GAMBRELL & RUSSELL, LLP
16 444 South Flower Street, Suite 1700
Los Angeles, CA 90071
17 Telephone: (213) 358-7210
Facsimile: (213) 358-7310
18 aedwards@sgrlaw.com

19 *Attorneys for Defendant Williamsburg*
20 *National Insurance Company*

21 Dated: March 26, 2021

By: /s/ Nicole S. Healy

22 Todd A. Roberts
23 Nicole S. Healy
ROPER MAJESKI, PC

24 *Attorneys for Defendants American Bail*
25 *Coalition, Inc. and William B. Carmichael*
26
27
28

1 Dated: March 26, 2021

By: /s/ David F. Hauge

2 David F. Hauge (128294)
3 Todd H. Stitt (179694)
4 Vincent S. Loh (238410)
MICHELMAN & ROBINSON, LLP

5 *Attorneys for Defendants United States*
6 *Fire Insurance Company, The North River*
7 *Insurance Company, and Seneca*
Insurance Company

8 Dated: March 26, 2021

By: /s/ Christie A. Moore

9 Renee Choy Ohlendorf
10 Hinshaw & Culbertson LLP
11 One California Street, 18th Floor
12 San Francisco, CA 94111
13 Main: (415) 362-6000
14 Direct: (415) 393-0122
15 RChoy@hinshawlaw.com

16 Christie A. Moore (*pro hac vice*)
17 W. Scott Croft (*pro hac vice*)
18 BINGHAM GREENEBAUM DOLL LLP
19 101 S. Fifth Street
20 3500 PNC Tower
21 Louisville, KY 40202
22 Telephone: 502.587.3758
23 Facsimile: 502.540.2276
24 cmoore@bgdlegal.com
25 wcroft@bgdlegal.com

26 *Attorneys for Lexon Insurance Company*

27 Dated: March 26, 2021

By: /s/ Travis Wall

28 Travis Wall (191662)
Spencer Kook (205304)
HINSHAW & CULBERTSON LLP
One California Street, 18th Floor
San Francisco, CA 94111
Tel: (415) 362-6000
twall@hinshawlaw.com

Attorneys for Defendant Philadelphia
Reinsurance Corporation

1 Dated: March 26, 2021

By: /s/ Gregory S. Day

2 Gregory S. Day
3 LAW OFFICES OF GREGORY S. DAY
4 120 Birmingham Drive, Suite 200
5 Cardiff, CA 92007
6 Telephone: (760) 436-2827
7 attygsd@gmail.com

8 *Attorneys for Defendants California Bail
9 Agents Association, Universal Fire &
10 Insurance Company, Sun Surety Insurance
11 Company*

9 Dated: March 26, 2021

By: /s/ John A. Sebastinelli

10 John A. Sebastinelli (127859)
11 Howard Holderness (169814)
12 GREENBERG TRAURIG, LLP
13 4 Embarcadero Ctr, Ste. 3000
14 San Francisco, CA 94111-5983
15 Telephone: (415) 655-1289
16 Facsimile: (415) 358-4796
17 sebastinellij@gtlaw.com
18 holdernessh@gtlaw.com

16 *Attorneys for Defendants American Surety
17 Company and Indiana Lumbermens
18 Mutual Insurance Company*

18 Dated: March 26, 2021

By: /s/ Gary A. Nye

19 Gary A. Nye (126104)
20 ROXBOROUGH, POMERANCE, NYE &
21 ADREANI, LLP

22 *Attorneys for Defendants Allegheny
23 Casualty Company, Associated Bond and
24 Insurance Agency, Inc., Bankers Insurance
25 Company, Harco National Insurance
26 Company, International Fidelity Insurance
27 Company, Lexington National Insurance
28 Corporation, and Jerry Watson*

1 Dated: March 26, 2021

By: /s/ Brendan Pegg

2 Brendan Pegg (174159)
3 Lindsay Cooper-Greene, of Counsel
(295180)
4 LAW OFFICES OF BRENDAN PEGG
201 E. Ojai Avenue #1505
5 Ojai, CA93024
Telephone: (805) 3024151
6 Facsimile: (877) 719-7298
7 brendan@bpegglaw.com

8 *Attorneys for Defendant Financial*
9 *Casualty & Surety, Inc.*

10 Dated: March 26, 2021

By: /s/ Erik K. Swanholt

11 Erik K. Swanholt
12 FOLEY & LARDNER
555 South Flower St., 33rd Floor
13 Los Angeles, CA 90071
Telephone: (213) 972-4500
14 Facsimile: (213) 486-0065

15 *Attorneys for Defendants Continental*
16 *Heritage Insurance Company*

17 Dated: March 26, 2021

By: /s/ John M. Rorabaugh

18 John M. Rorabaugh (178366)

19 *Attorney for Defendant Golden State Bail*
20 *Association*

21 Dated: March 26, 2021

By: /s/ Paul J. Riehle

22 Paul J. Riehle (115199)
23 FAEGRE DRINKER BIDDLE & REATH LLP
4 Embarcadero Center, 27th Floor
24 San Francisco, California 94111
Telephone: (415) 551-7521
25 Facsimile: (415) 551-7510
paul.riehle@faegredrinker.com

26 *Attorneys for Defendant Accredited Surety*
27 *and Casualty Company, Inc.*

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that Plaintiffs shall have until June 7, 2021 to file their TCAC without prejudice to any Party seeking to further extend that deadline.

Dated: March __, 2021

THE HONORABLE JON S. TIGAR
UNITED STATES DISTRICT JUDGE

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

I, Dean M. Harvey, attest that the concurrence in the filing of this document has been obtained from the other signatories. Executed on March 26, 2021, in Kentfield, California.

/s/ Dean M. Harvey_____

2142153.2